

WOOD, HERRON & EVANS, L.L.P.

JOHN D. POFFENBERGER
 BRUCE TITTEL
 DONALD F. FREI
 DAVID J. JOSEPHIC
 DAVID S. STALLARD
 J. ROBERT CHAMBERS
 GREGORY J. LUNN
 KURT L. GROSSMAN
 CLEMENT H. LUKEN, JR.
 THOMAS J. BURGER
 GREGORY F. AHRENS
 WAYNE L. JACOBS
 KURT A. SUMME
 KEVIN G. ROONEY
 KEITH R. HAUPT
 THEODORE R. REMAKLUS
 THOMAS W. HUMPHREY
 SCOTT A. STINEBRUNER
 DAVID H. BRINKMAN

OF COUNSEL
 THOMAS W. FLYNN

2700 CAREW TOWER

441 VINE STREET

CINCINNATI, OHIO 45202-2917

TELEPHONE: 513-241-2324

FACSIMILE: 513-421-7269

EMAIL: info@whpatent.com

PATENT, TRADEMARK, COPYRIGHT
 AND UNFAIR COMPETITION LAW
 AND RELATED LITIGATION

EDMUND P. WOOD 1923-1988
 TRUMAN A. HERRON 1935-1976
 EDWARD B. EVANS 1936-1971

JOSEPH R. JORDAN
 C. RICHARD EBY
 DAVID E. PRITCHARD

J. DWIGHT POFFENBERGER, JR.
 BEVERLY A. LYMAN, PH.D.
 KATHRYN E. SMITH
 KRISTIL L. DAVIDSON
 P. ANDREW BLATT, PH.D.
 DAVID E. JEFFERIES
 WILLIAM R. ALLEN, PH.D.
 JOHN PAUL DAVIS
 DOUGLAS A. SCHOLER
 BRETT A. SCHATZ
 DAVID W. DORTON
 G. PRABHAKAR REDDY
 SARAH OTTE GRABER
 LARRY D. MOORE
 WESLEY L. STRICKLAND (VA. DC BAR ONLY)

TECHNICAL ADVISORS
 HENRY M. LABODA, PH.D.

July 14, 2003

FACSIMILE COVER SHEET

To: Technology Center 2800
 Examiner Burton S. Mullins

From: Kristi L. Davidson 

Re: Our File: DP-302291 (DELP-06)
 Serial No. 09/970,105

Fax: (703) 872-9318

Pages: 28 (including cover sheet)

MESSAGE/COMMENTS

Attached herewith is the formal Response to Office
 Action submitted for the above-identified application.

**PLEASE DELIVER IMMEDIATELY TO
 EXAMINER BURTON S. MULLINS**

Enclosures: Cover Sheet (1 pg.)
 Amendment Transmittal (2 pgs.)
 Response to Office Action (25 pgs.)

FAX RECEIVED

JUL 14 2003

TECHNOLOGY CENTER 2800

The information in this facsimile message is ATTORNEY-CLIENT PRIVILEGED, WORK PRODUCT and/or CONFIDENTIAL INFORMATION intended only for the use of the individual or entity to whom this message is addressed. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via mail. Thank you. If transmission is interrupted or of poor quality, please notify us immediately by calling (513) 241-2324 and ask for the sender's assistant. OUR FAX NUMBER IS (513) 421-7269.

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Reiter, Jr., et al. Examiner: Burton S. Mullins
 Serial No.: 09/970,105 Group No.: 2834
 Filed: October 3, 2001
 For: MANUFACTURING METHOD AND COMPOSITE POWDER METAL
 ROTOR ASSEMBLY FOR CIRCUMFERENTIAL TYPE INTERIOR
 PERMANENT MAGNET MACHINE
 Attorney Docket: DP-302291 (DELP-06)
 Confirmation No.: 1404

COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

FAX RECEIVED

1. Transmitted herewith is an amendment for this application.

JUL 14 2003

2. Small Entity status is claimed.

TECHNOLOGY CENTER 2800

 X Other Than a Small Entity.

3. The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY		LARGE ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee
TOTAL *	60	MINUS **	70	0	x 9	\$ 0.00	x 18	\$ 0.00
INDEP. *	7	MINUS ***	6	1	x 42	\$ 0.00	x 84	\$ 84.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+140		+280	
					TOTAL FEE	\$ 0.00	TOTAL FEE	\$ 84.00

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

 No additional fee for claims is required.

4. Attached is a check in the sum of \$.

 X Please charge my Deposit Account No. 23-3000 in the amount of \$ 84.00.

5. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

Complete (a) or (b) as applicable.

(a) _____ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
_____ one month	\$ 110.00	\$ 55.00
_____ two months	\$ 410.00	\$ 205.00
_____ three months	\$ 930.00	\$ 465.00
_____ four months	\$1,450.00	\$ 725.00
_____ five months	\$1,970.00	\$ 985.00

_____ Attached is a check in the amount of \$ _____ for the _____ month extension fee as required by 37 C.F.R. § 1.17(c).

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

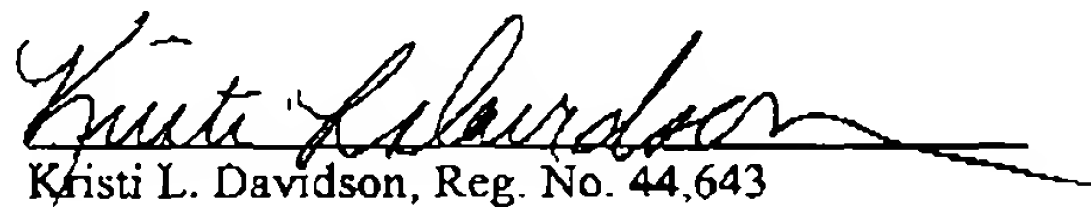
_____ An extension for _____ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$ _____.

OR

(b) X Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time.

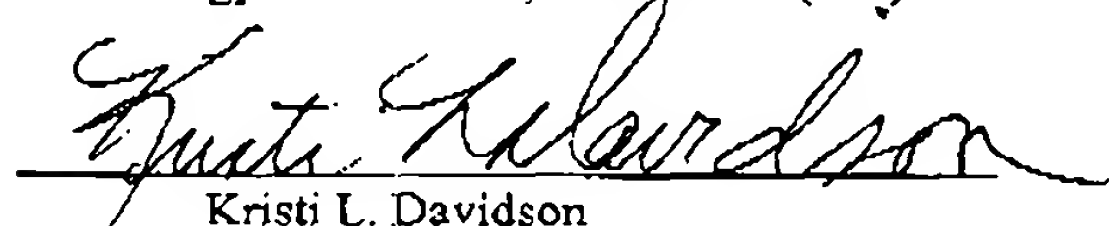
X If any additional fee for claims or extension of time is required, charge Acct. No. 23-3000.

2700 Carew Tower
441 Vinc Street
Cincinnati, Ohio 45202
(513) 241-2324 (voice)
(513) 421-7269 (fax)


Kristi L. Davidson, Reg. No. 44,643

CERTIFICATE OF FACSIMILE

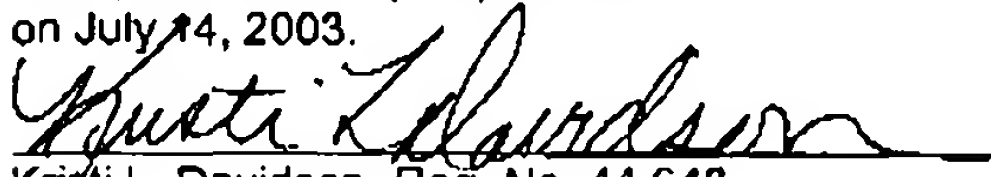
I hereby certify that this correspondence for Application No. 09/970,105 is being facsimile transmitted to Technology Center 2800, fax number (703) 872-9318 on July 14, 2003.


Kristi L. Davidson

7/14/03
DateX:DELMO5A.mkr
transmital.wpd

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence for Application No. 09/970,105 is being facsimile transmitted to Technology Center 2800, fax number (703) 872-9318 on July 14, 2003.


Kristi L. Davidson, Reg. No. 44,643

Date

7/14/03

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 09/970,105
Filed: October 3, 2001
Group Art Unit: 2834
Examiner: Burton S. Mullins
Applicants: Reiter, Jr., et al.
Title: MANUFACTURING METHOD AND COMPOSITE POWDER
METAL ROTOR ASSEMBLY FOR CIRCUMFERENTIAL TYPE
INTERIOR PERMANENT MAGNET MACHINE
Attorney Docket: DP-302291 (DELP-06)
Confirmation No.: 1404

Cincinnati, Ohio 45202

July 14, 2003

FAX RECEIVED

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

JUL 14 2003

TECHNOLOGY CENTER 2800

Sir:

RESPONSE TO OFFICE ACTION

This paper is responsive to the Office Action mailed April 14, 2003. The Examiner has indicated that claims 1-70 are pending in the application, claims 45-70 are withdrawn from consideration, claims 1-13, 15-28 and 31-44 are rejected, and claims 14, 29 and 30 are objected to. The following amendments and remarks are respectfully submitted.